

House Amendment 1180

PAG LIN

1 1 Amend the amendment, H=1159, to House File 647 as
1 2 follows:
1 3 #1. By striking page 1, line 4 through page 2,
1 4 line 5, and inserting the following:
1 5 <Section 1. Section 29A.43, Code 2003, is amended
1 6 to read as follows:
1 7 29A.43 DISCRIMINATION PROHIBITED == LEAVE OF
1 8 ABSENCE == CONTINUATION OF HEALTH COVERAGE.
1 9 1. A person shall not discriminate against any
1 10 officer or enlisted person of the national guard or
1 11 organized reserves of the armed forces of the United
1 12 States because of that membership. An employer, or
1 13 agent of an employer, shall not discharge a person
1 14 from employment because of being an officer or
1 15 enlisted person of the military forces of the state,
1 16 or hinder or prevent the officer or enlisted person
1 17 from performing any military service the person is
1 18 called upon to perform by proper authority. A member
1 19 of the national guard or organized reserves of the
1 20 armed forces of the United States ordered to temporary
1 21 duty, as defined in section 29A.1, subsection 1, 3, or
1 22 11, for any purpose is entitled to a leave of absence
1 23 during the period of the duty or service, from the
1 24 member's private employment, other than employment of
1 25 a temporary nature, and upon completion of the duty or
1 26 service the employer shall restore the person to the
1 27 position held prior to the leave of absence, or employ
1 28 the person in a similar position. However, the person
1 29 shall give evidence to the employer of satisfactory
1 30 completion of the training or duty, and that the
1 31 person is still qualified to perform the duties of the
1 32 position. The period of absence shall be construed as
1 33 an absence with leave, and shall in no way affect the
1 34 employee's rights to vacation, sick leave, bonus, or
1 35 other employment benefits relating to the employee's
1 36 particular employment. A person violating a provision
1 37 of this section is guilty of a simple misdemeanor.
1 38 2. An officer or enlisted person of the national
1 39 guard or organized reserves of the armed forces of the
1 40 United States who is insured as a dependent under a
1 41 group policy for accident or health insurance as a
1 42 full-time student less than twenty-five years of age,
1 43 whose coverage under the group policy would otherwise
1 44 terminate while the officer or enlisted person was on
1 45 a leave of absence during a period of temporary duty
1 46 or service, as defined for members of the national
1 47 guard in section 29A.1, subsection 1, 3, or 11, or as
1 48 a member of the organized reserves called to active
1 49 duty from a reserve component status, shall be
1 50 considered to have been continuously insured under the
2 1 group policy for the purpose of returning to the
2 2 insured dependent status as a full-time student who is
2 3 less than twenty-five years of age. This subsection
2 4 does not apply to coverage of an injury suffered or a
2 5 disease contracted by a member of the national guard
2 6 or organized reserves of the armed forces of the
2 7 United States in the line of duty.>>
2 8 #2. By renumbering, redesignating, and correcting
2 9 internal references as necessary.
2 10
2 11
2 12 _____
2 13 PETERSEN of Polk
2 14 HF 647.703 80
2 15 jj/cl